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Date:

8 June 2004

To:

MAIL STOP AF Examiner M. Lamm

US Patent and Trademark Office

Fax: 703-872-9306

Subject:

USSN 09/367,748

Our Ref.: 100718-49 (Beiersdorf 569.1-HCL)

From:

Howard C. Lee

Comments:

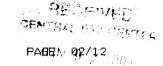
Filing of: response to Office Action dated 31 March 2004, including Amendment under

37 CFR § 1.116 (10 pgs.) and Notice of Appeal (1 pg.)

If you have any questions or need further information, please contact us.

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS

DIEMBECK et al.

SERIAL NO.

09/367,748

FILED

19 November 1999

FOR

COMPOSITIONS FOR TREATING ACNE ROSEACEA

ART UNIT

1616

EXAMINER

M. Lamm

8 June 2004

Mail Stop: AF

Hon. Commissioner of Patents

P.O. Box 1450

Alexandria, VA 22313-1450

AMENDMENT UNDER 37 CFR § 1.116

SIR:

In response to the Office Action dated 31 March 2004, please amend the above-identified application as follows as stated in the "Amendments to the Specification"; "Amendments to the Claims" and "Amendments to the Drawings" sections (as applicable) in this response.

CONDITIONAL PETITION FOR EXTENSION OF TIME

If entry and consideration of the amendments above requires an extension of time, Applicants respectfully request that this be considered a petition therefor. The Assistant Commissioner is authorized to charge any fee(s) due in this connection to Deposit Account No. 14-1263.

ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess, to Deposit Account No. 14-1263.